

58:25-9

LEGISLATIVE HISTORY CHECKLIST

NJSA 58:25-9 (Payment by state to municipalities for sewerage systems -- considered loans)

LAWS 1981 CHAPTER 400

Bill No. S3524

Sponsor(s) Merlino and Foran

Date Introduced Dec. 14, 1981

Committee: Assembly --

Senate --

Amended during passage  Yes  No

Date of Passage: Assembly Jan. 4, 1982

Senate Dec. 17, 1981

Date of approval Jan. 6, 1982

Following statements are attached if available:

Sponsor statement Yes  No

Committee Statement: Assembly  Yes  No

Senate  Yes  No

Fiscal Note  Yes  No

Veto Message  Yes  No

Message on signing Yes  No

Following were printed:

Reports  Yes  No

Hearings  Yes  No

6/22/81

PP

SENATE, No. 3524

STATE OF NEW JERSEY

INTRODUCED DECEMBER 14, 1981

By Senators MERLINO and FORAN

(Without Reference)

AN ACT to amend "An act revising penalties for the violation of the statutes concerning condemned shellfish and shellfish beds, transferring certain water pollution control statutes from Titles 13, 24, and 26 to Title 58, supplementing Title 58 of the Revised Statutes and repealing parts of the statutory law," approved January 18, 1980 (P. L. 1979, c. 321); and making an appropriation.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. Section 19 of P. L. 1979, c. 321 (C. 58:25-9) is amended to  
2 read as follows:

3 19. Whenever any local governmental unit, pursuant to an order  
4 of the Department of Environmental Protection and in compliance  
5 therewith, has completed installation of a sanitary sewerage col-  
6 lector system and issued bonds or bond anticipation notes to finance  
7 such system, and such system is inoperable because the sewerage  
8 authority charged with the duty of providing an interceptor system  
9 has not yet so provided and therefore no interceptor system is  
10 ready to receive the effluent from such municipal collector system  
11 through no fault of the local governmental unit, the State shall  
12 reimburse such governmental unit for annual interest and debt ser-  
13 vice costs for the collector system. Such payments shall be made  
14 for such period that the collector system remains inoperative and  
15 should the system become operable for any portion of a year, pay-  
16 ment shall be made for the entire year. *That portion of the reim-*  
17 *bursement representing principal received at any time on or after*  
18 *July 1, 1982, shall be treated as a loan to be repaid by the local*  
19 *governmental unit to the State over a period of years equal to the*  
20 *number of years during which those loan payments were received*  
21 *by the local governmental unit and in the same amount per year*  
22 *and same order each year as those loan payments were received,*

23 *but the repayments shall not commence until the first full calendar*  
24 *year after the collector system becomes operative and after all*  
25 *principal and interest on the outstanding obligations of the local*  
26 *governmental unit for the collector system have been repaid. Upon*  
27 *receipt of a written request from a local governmental unit, the*  
28 *Local Finance Board, if compelling reasons are demonstrated, may*  
29 *modify the repayment schedule, provided all repayments are made*  
30 *within the same number of years as required hereinabove.*

1     2. There is appropriated the sum of \$85,000.00 for reimbursement  
2 to the boroughs of Pennington and Hopewell for principal and in-  
3 terest costs pursuant to section 19 of P. L. 1979, c. 321 (C. 58:25-9).

1     3. This act shall take effect immediately.

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#### STATEMENT

The purpose of this bill is to assure that annual principal payments made by the State pursuant to section 19 of P. L. 1979, c. 321 (C. 58:25-9) to those local governmental units which have financed a sanitary sewerage collector system pursuant to an order of the Department of Environmental Protection, which collector system is inoperative until the appropriate sewerage authority completes an interceptor system, will be treated as loans to be repaid by the local governmental units to the State if the sanitary sewerage collector system becomes operative and after all principal and interest payments on the outstanding obligations of such governmental unit for the system have been made. If the collector system does not become operative the local governmental unit will not be required to repay to the State the amounts received after July 1, 1982, as reimbursement for principal payments.

In addition, the bill appropriates \$85,000.00 for reimbursements pursuant to section 19 of P. L. 1979, c. 321 (C. 58:25-9) as amended by this bill.

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 24 *year after the collector system becomes operative and after all*  
 25 *principal and interest on the outstanding obligations of the local*  
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S 3524 (1981)

FROM THE OFFICE OF THE GOVERNOR

FOR IMMEDIATE RELEASE

FOR FURTHER INFORMATION

JANUARY 7, 1982

DAVID DE MAIO

Governor Brendan Byrne signed the following bills late yesterday afternoon.

S-3397, sponsored by Senator Carmen Orechio (D-Essex) exempting property brought into New Jersey after January 1, 1977 from taxation under the Business Personal Property Tax Act. Under current law, property purchased after January 1, 1977 is exempt from the tax, but property purchased outside the state and brought into the state following that date is not exempt.

S-3524, sponsored by Senator Joseph P. Merlino (D-Mercer), provides that sewer facility grants made by the state to municipalities after July 1, 1982 be treated as loans to be repayed where the sewer facilities are inoperable because of the failure, on the part of the local authorities, to construct complimentary facilities

The bill clarifies the law under which municipalities are currently receiving these state payments. The bill also appropriates \$85,000 in sewer facility payments to Pennington and Hopewell.

S-3523, sponsored by Senator Charles B. Yates (D-Burlington) appropriating \$420,000 to the city of Camden to help the city balance its 1981 budget. The city had constructed its budget anticipated \$880,000 in revenue from the sale of land to the state. The actual sale result in revenues half that amount.

This appropriation will be treated as an advance on \$2.5 million in state in-lieu-of-taxes payments that will go to the city for the State Prison to be built there.

S-3502, sponsored by Senator Joseph A. Maressa (D-Gloucester) permitting the sale of the Defense Department's 2.5-acre Armory to the City of Camden. Legislative ratification of such proposed sales is mandated by state law.

S-3355, sponsored by Senator Anthony E. Russo (D-Union), increasing the membership of the Violent Crimes Compensation Board from three to five members. The bill also instructs the Board to undertake a special senior citizen public awareness campaign of the compensation program.

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